

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

UNITED STATES OF AMERICA) Criminal No. 05-02-1
)
)
v.)
)
)
TIMOTHY MENTZER)

DEFENSE MOTION FOR CONTINUANCE OF SENTENCING

AND NOW, comes your defendant, Timothy Mentzer by and through counsel, Robert D. Beyer, respectfully moves the Court as follows:

1. On July 28, 2005, your defendant entered his plea of guilty to Count 3 of the superseding information before the Honorable Petrese B. Tucker.
2. Sentencing is currently scheduled for November 1, 2005, at 9:30 a.m.
3. Defendant respectfully requests that the sentencing date be continued for six months in order to facilitate compliance with the terms of the plea agreement.
4. Trial Attorney from the United States Department of Justice, Clement McGovern has no objection to the continuance requested.

WHEREFORE, the defendant respectfully requests that the sentencing be continued to a later date.

Respectfully submitted,

GOLDBERG, KNISELY & BEYER

Date: 10.13.05

By: _____

Robert D. Beyer, Esquire
40 East Grant Street
Lancaster, PA 17602
Telephone No. (717) 393-2500
Fax No. (717) 393-2747
Attorney I.D. No. 37970

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CERTIFICATION OF SERVICE

I hereby certify that I have on even date herewith served a copy of the within Defense Motion for Continuance of Sentencing on the following, and in the manner indicated below:

Service by electronic mail and regular United States mail, addressed as follows:

Clement J. McGovern, Trial Attorney
Computer Crime & Intellectual Property Section
United States Department of Justice
1301 New York Ave., Suite 600
Washington, DC 20530

Date: 10.13.05

By: _____

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